



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Louellen Brumgard
Associate Director

Stephen W. Calhoun
Regulatory Coordinator
Department of Housing and Community Development

From: Eric A. Gregory
Assistant Attorney General

Date: November 29, 2006

Subject: Letter of Assurance for Final Enterprise Zone Grant Program Regulation (13 VAC 5-112)

I have reviewed the Final Enterprise Zone Grant Program Regulation (13 VAC 5-112) that were posted on the Virginia Regulatory Town Hall internet site on November 1, 2006. In my view, as counsel to the Department of Housing and Community Development, the Department may promulgate these regulations pursuant to authority granted by § 59.1-540 and 541 of the *Code of Virginia*. This memorandum does not address conformance or non-conformance with the procedural requirements by which these regulations are being promulgated pursuant to § 2.2-4007 of the *Code of Virginia*. The final regulation does not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor does it appear to conflict with any federal or state law currently in effect.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulation.

